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October 19, 2005

Public Service Commission of South Carolina
Attn: Docketing Department
P.O. Drawer 11649
Columbia, SC 29211

RECEIVED

OCT 21 2005

PSC SC
MAIL / DMS

Re: Docket No. 2005-306-G

Dear Sirs:

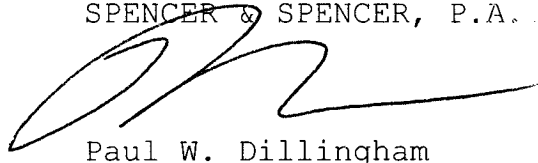
Enclosed please find the original and one (1) copy of a Petition to Intervene and a Certificate of Service by Mail in the above referenced matter. Please file these documents with the records of your office and return clocked copy to me in the enclosed envelope.

By copy of this letter, I am hereby serving the Petition to Intervene and Certificate of Service by Mail on all parties listed on the Certificate of Service by Mail.

With kindest regards, I remain

Respectfully,

SPENCER & SPENCER, P.A.



Paul W. Dillingham

Enclosures

cc: Michael Enoch
Tim Thornton
James A. Heckle

61570.2

DATE: *OK P. Duke*
RE: *OK P. Duke*

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

Docket No. 2005-306-G

Chester County Natural Gas)
Authority, Lancaster County)
Natural Gas Authority,)
York County Natural Gas)
Authority, and Patriots)
Energy Group,)

Petitioners.)

In Re:)

Request for Approval of)
Agreement for the Provision)
of Experimental Resale Firm)
Transportation Peaking)
Service Between South)
Carolina Electric & Gas)
Company and South Carolina)
Pipeline Corporation)

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OCT 21 2005
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PETITION TO INTERVENE

Pursuant to Public Service Commission ("Commission") Rule 103-836, Lancaster County Natural Gas Authority (hereinafter "LCNGA"), York County Natural Gas Authority (hereinafter "YCNGA"), Chester County Natural Gas Authority (hereinafter "CCNGA") and Patriots Energy Group (hereinafter "PEG") hereby files this Petition in this docket. In support of its petition, LCNGA, YCNGA, CCNGA and PEG states as follows:

1. By letter dated September 23, 2005, South Carolina Pipeline Corporation ("SCPC"), submitted to the Commission copies of a "Request for Approval of Agreement for the Provision of Experimental Resale Firm Transportation Peaking Service Between South Carolina Electric & Gas Company and South Carolina Pipeline Corporation." The Agreement is dated September 22, 2005.

2. That request (SCPC's) was originally docketed by the Commission in 2005-5-G, the annual PGA review of the customer, South Carolina Electric & Gas Company ("SCE&G"). The Request for Approval first appeared on the Commission's Docket Detail page for Docket 2005-5-G on September 30, 2005, subsequently, SCPC's request was re-docketed as Docket 2005-306-G on October 3, 2005.

3. SCPC's letter transmitting the request states that "under the Agreement, SCPC is to provide SCE&G with a 40,410 dt/day of Resale Firm Transportation Peaking Service ("RFTP Service"). The letter adds that RFTP Service "will be available to SCE&G only on those days when it reasonably anticipates that it will use all its capacity under its Distributor Firm Service ('DS-1') Agreement, which is currently 313,188 dt/day."

4. By letter dated September 27, 2005, stamped by the Commission as received on September 30, 2005, SCPC submitted a "Supplement to Distributor Firm Service Agreement between South Carolina Electric & Gas Company and South Carolina Pipeline Company" in which it stated that the total of 313,188 dt/day of Ds-1 Service

"represents an increase in SCE&G's DS-1 Service of 36,693 dt/day and takes effect December 1, 2005." In testimony submitted in Docket 2005-5-G on September 22, 2005, Martin K. Phalen, Vice President, Gas Operations, for SCE&G, discusses SCE&G's gas purchasing function and describes the recently negotiated supplement to the firm contract under which DS-1 service is purchased. In that testimony (at p. 6), Mr. Phelan states that SCE&G has decided to cease propane operations and retire its Leeds Avenue and Lucius Road propane air plants and to replace the peaking needs that were supported by the propane air plants by increasing the firm supply contract with SCPC (the 36,693 dt increase provided for in the supplement to the firm contract).

5. Mr. Phelan's testimony next states (at pp. 6-7) that SCE&G had been informed by SCPC that "it could not provide the remaining 40,410 dt per day through its existing capacity resources" and that SCE&G had determined that its best option to fill that remaining 40,410 dt capacity requirement was a sharing of gas supply resources between its gas and electric department.

6. Petitioners are special purpose districts and a joint action agency organized in accordance with South Carolina law to separately and/or jointly deliver and/or supply natural gas to residential, industrial and other customers located in Chester, Union, Lancaster, Kershaw, York and Cherokee Counties.

7. LCNGA, YCNGA, CCNGA, and PEG currently purchases a combination of transportation and bundled natural gas service from SCPC ("RFT Service").

8. The matters before the Commission in this proceeding now relate to issues directly affecting LCNGA, YCNGA, CCNGA, and PEG and its retail gas customers.

9. The information provided in the material referred to above, and that is otherwise available to LCNGA, YCNGA, CCNGA, and PEG, does not disclose how the changed gas supply arrangements will affect the availability or price of gas to LCNGA, YCNGA, CCNGA, and PEG. This information is of critical importance to LCNGA, YCNGA, CCNGA, and Peg because of capacity limitations on SCPC's and SCPC's affiliate South Carolina Gas Company (SCG) pipeline(s). A portion of the gas received by LCNGA, YCNGA, CCNGA, and PEG comes from Elba Island through SCPC and SCG Facilities. LCNGA, YCNGA, CCNGA, and PEG are concerned that the deliveries (or a significant portion of the deliveries) to SCE&G will be over SCPC (and SCG) facilities now being used to deliver gas to LCNGA, YCNGA, CCNGA, and PEG and that LCNGA, YCNGA, CCNGA, and PEG would be adversely affected by the new agreements.

10. Given the lack of information now available, LCNGA, YCNGA, CCNGA, and PEG do not have sufficient information to fully develop and state its position in this proceeding at this time.

11. Granting LCNGA, YCNGA, CCNGA, and PEG's request to intervene in this proceeding is in the public interest, is consistent with the Commission's policy to encourage maximum public participation on issues before it, and should be allowed so that a full and complete record can be developed.

12. LCNGA, YCNGA, CCNGA, and PEG's authorized representative for purposes of this docket, to whom communications regarding this matter may be made, are:

Paul W. Dillingham, Esquire
Spencer & Spencer, P.A.
226 East Main Street, Suite 200
P. O. Box 790
Rock Hill, SC 29731
Telephone: (803) 327-7191

WHEREFORE, LCNGA, YCNGA, CCNGA, and PEG pray that they will be allowed to intervene in this docket and all proceeding incident thereto, including the right to appear as a party; engage in discovery, make motions, participate in hearings by offering testimony and exhibits, and cross-examining witnesses, and receive service of all notices, documents, exhibits and data submitted by all parties and the Commission's staff.

SPENCER & SPENCER, P.A.

By: 

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Rock Hill, S. C.

10/19, 2005

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

Docket No. 2005-306-G

Chester County Natural Gas)	
Authority, Lancaster County)	
Natural Gas Authority,)	
York County Natural Gas)	<u>CERTIFICATE OF SERVICE BY MAIL</u>
Authority, and Patriots)	
Energy Group,)	
)	
Petitioners.)	
)	
In Re:)	
)	
Request for Approval of)	
Agreement for the Provision)	
of Experimental Resale Firm)	
Transportation Peaking)	
Service Between South)	
Carolina Electric & Gas)	
Company and South Carolina)	
Pipeline Corporation.)	
)	

I certify that the foregoing Petition to Intervene has been served via facsimile to the Public Service Commission at 803-896-5246 and by U.S. Mail, first-class, postage-prepaid, and to the addressees shown below via U.S. Mail, first class, postage-prepaid, this 19 th day of October, 2005.

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10/19, 2005